IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc.No.53323 -M of 2006

DATE OF DECISION: DECEMBER 12, 2006

Ashok Singla

...PETITIONER

VERSUS

State of Punjab

...RESPONDENT

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr. O.P.Kamboj, Advocate,
for the petitioner.
Mr.N.S.Gill, AAG, Punjab.

...

..

Petitioner Ashok Singla apprehending his arrest in a non-bailable offence in case FIR No.263 dated 13.8.2006 registered under Sections 420/465/467/471 IPC at Police Station Baghapurana, Distt.Moga, has filed this petition under Section 438(1) Cr.P.C. for grant of anticipatory bail.

I have heard the counsel for the parties and gone through the contents of the FIR.

Counsel for the petitioner contends that in the year 2002, the F.D.R. in question was filled up by co-accused Davinder Kumar Single, who was working as Window Operator and the same was countersigned by co-accused G.S.Negi, who was working as Manager. Counsel further contends that against the aforesaid two persons, a departmental enquiry was initiated which is still pending. Counsel also contends that the petitioner, who was working as Deputy Manager at the relevant time and was having no role, has been framed in this case only on the ground that he along with co-accused G.S.Negi was the joint custodian of the leaves on which the said F.D.R. was written. Counsel further contends that in the enquiry, a show-cause notice was issued to the petitioner to which he filed the reply, which was found satisfactory, and subsequently he has been involved in this case.

Counsel for the petitioner contends that in terms of the interim order dated September 5, 2006, the petitioner has joined the investigation. This fact has not been disputed by the State counsel.

In view of the aforesaid facts and for the reasons stated in the interim order dated September 5, 2006, the same is made absolute.

Disposed of accordingly.

December 12, 2006 (SATISH KUMAR MITTAL)
vkg JUDGE